

SANTA FE COUNTY  
NEWS FROM DISTRICT 5 – COMMISSIONER LIZ STEFANICS  
MAY 10 AND MAY 31, 2016  
BCC SUMMARIES

**Sustainable Land Use Code**

To: Constituents of District 5 and elsewhere  
Subject: Sustainable Land Use Code

Later this summer the Board of County Commissioners of Santa Fe County will begin reviewing possible changes to the Sustainable Land Use Code.

In July, we will hear from county staff on technical changes and corrections

In August there will be outreach to the public and communities as to requested changes, amendments, and issues with the code.

In September or October the Board of County Commissioners will then consider changes to the SLDC.

Please visit [www.santafecountynm.gov](http://www.santafecountynm.gov) to review the schedule and process.

Please feel free to communicate with me by email about this and other issues.

Thanks,

*Liz*

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**May 10, 2016 BCC Summary**

Below is a summary of the actions taken by the Santa Fe Board of County Commissioners (BCC). All five Commissioners were present.

The meeting minutes from the April 12, 2016 BCC Budget Study Session Meeting and BCC Meeting were passed by unanimous vote, 4-0 (Commissioner Stefanics was not present for vote).

**CONSENT AGENDA**

**ACTION ITEMS**

- Resolution No. 2016-48, Imposes An Annual Liquor License Tax Upon Persons Holding State Liquor Licenses. Approved by unanimous vote, 5-0.
- Resolution No. 2016-49, A Budget Increase for the Senior Services Home Delivered Meal Program (101-0492) / \$11,991.00. Approved by unanimous vote, 5-0

*(End of Consent Agenda)*

## **ACTION ITEMS**

### **MISCELLANEOUS**

- Amendment No. 1 to Professional Services Agreement No. 2015-0229 A-CSD/MM between Santa Fe County and La Familia for the Low Birth Weight Prevention Initiative (i) Increasing Compensation in the Amount of \$185,000, Exclusive of GRT, and (ii) Extending the Term of the Agreement for an Additional Year. Approved by unanimous vote, 4-0 (Commissioner Anaya was not present for vote).
- Amendment No. 1 to Professional Services Agreement No. 2015-0188-CSD/MM between Santa Fe County and Presbyterian Medical Services for the Operation of the Mobile Crisis Response Team (i) Increasing Compensation in the Amount of \$350,000, Exclusive of GRT, and (ii) Extending the Term of the Agreement for an Additional Year. Approved by unanimous vote, 4-0 (Commissioner Anaya was not present for vote).
- Agreement to Subject Property Interests to Existing Mortgage and (ii) Partial Release of Mortgage Arising Under Affordable Roof Program. Approved by unanimous vote, 4-0 (Commissioner Anaya was not present for vote).
- High Intensity Drug Trafficking Areas Program (HIDTA) Grant Award No. G16SN001A in the Amount of \$255,013.00 and (ii) Authorization for the County Manager to Sign the Grant Award Agreement. Approved by unanimous vote, 4-0 (Commissioner Anaya was not present for vote).
- Amendment No. 1 to the Jacona Solid Waste Transfer Station Lease Agreement and Access Easement between Santa Fe County and the Pueblo of Pojoaque. Approved by unanimous vote, 5-0.

### **RESOLUTIONS**

- Resolution No. 2016-50, Recognized La Bajada Traditional Village Committee as a Community Organization (CO) for The La Bajada Traditional Community. Approved by unanimous vote, 5-0.
- Resolution No. 2016-51, A Budget Increase to Budget Cash in the Lodger's Tax Advertising Fund (215) for Tourism Related Initiatives / \$500,000. Approved by unanimous vote, 5-0.
- **TABLED** - Resolution No. 2016-\_\_\_\_, A Resolution Authorizing the Disposition of Fixed Assets in Accordance with State Statute.

### **APPOINTMENTS/REAPPOINTMENTS/RESIGNATIONS**

- Nancy Long was appointed as Hearing Officer Pursuant to Section 3.5.3 of the Santa Fe County Sustainable Land Development Code until June 30, 2017. Approved by unanimous vote, 5-0.

## **MATTERS FROM THE COUNTY MANAGER**

- Miscellaneous updates

### **PRESENTATIONS**

- A Proclamation Honoring National Correctional Officer, Correctional Nurse and National Teacher Appreciation Week. Approved by unanimous vote, 5-0.
- A Proclamation Establishing the Day of May 11, 2016, as 2016 Wrestling State Champion Xavier Vigil Day. Approved by unanimous vote, 5-0.
- Presentation by Santa Fe Community College (SFCC) and New Mexico Highlands University (NMHU) partnership, Masters of Social Work Program at the Santa Fe Higher Education Center

(HEC), Presentation by: Dr. Andrew Israel, Rebecca Estrada, HEC Director and Thomasina Ortiz-Gallegos, Director NMHU Santa Fe.

- A Proclamation Establishing the Month of May as Mental Health Month. Approved by unanimous vote, 5-0.

## **MATTERS FROM THE COUNTY ATTORNEY**

### **EXECUTIVE SESSION (Closed Session)**

- Threatened or Pending Litigation in which Santa Fe County is or may Become a Participant, as Allowed by Section 10-15-1(H)(7) NMSA 1978, and Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights, as allowed by Section 10-15-1(H)(8) NMSA 1978, Including the Following:
  - *Right of Ways for County Roads.*
  - *Petition for Rio Arriba County to Annex the Portion of Santa Fe County that Lies within the City of Española.*
  - *Whistleblower Protection Act, NMSA 1978, Chapter 10, Article 16C, Lawsuits*
  - Limited Personnel Matters, as Defined and as Allowed by Section 10-15-1(H)(2) NMSA 1978.
    - *Department, Division, and Office Heads.*
- *Possible Action(s) with Respect to Threatened or Pending Litigation in which Santa Fe County is or may Become a Participant Discussed in Executive Session.*

### *End of Closed Session*

- *Petition for Rio Arriba County to Annex the Portion of Santa Fe County that Lies within the City of Española. Following motion to disapprove and take no further action on the petition passed 4-1, with Commissioner Roybal voting against the motion:*  
*A motion was made to disapprove and take no further action on the petition, since it is legally defective on its face because it does not set forth facts showing the existence of the statutory conditions justifying annexation. In particular, the petition does not set forth facts showing that it would be more convenient for citizens in the annexed area to travel to the county seat of Rio Arriba County as opposed to the county seat of Santa Fe County because of the location and conditions of roads, or the existence or nonexistence of transportation facilities. Such facts are required by NMSA 1978, Sections 4-33-1 and 4-33-2.*
- Restrictive Deed Covenant for the Santa Fe County Judicial Complex, VRP Site No. 53092001, as Required by the Conditional Certificate of Completion Issued to Santa Fe County by the New Mexico Environment Department Pursuant to the Voluntary Remediation Act. Approved by unanimous vote, 5-0.

## **PUBLIC HEARINGS**

### **LAND USE CASE**

BCC CASE #MIS 16-5080 Black Bird, LLC Beer & Wine License. Black Bird Saloon, LLC, Applicant, Requesting Approval for a Restaurant Beer and Wine License. Approved by unanimous vote, 5-0.

## **May 31, 2016 BCC Summary**

Below is a summary of the actions taken by the Santa Fe Board of County Commissioners (BCC). All five Commissioners were present.

**BCC meeting minutes from the April 26, 2016 BCC was approved by unanimous vote, 5-0**

**Employee Recognitions**

- Recognized Fire Marshal Buster Patty on his Retirement from the Santa Fe County Fire Department.
- Recognized James Ron Pacheco on his Retirement from the Santa Fe County Housing Department.
- Recognized New County Employees

**CONSENT CALENDAR - All Consent Agenda items passed by unanimous vote 4-0  
(Commissioner Anaya was not present for the approval of the Consent Calendar)**

**MISCELLANEOUS**

- Approved County Health Care Assistance Claims in the Amount of \$59,564.64.
- Ratification of Letter from Santa Fe County Commissioners to the New Mexico Environment Department Regarding Its Role in Enforcing the Clean-Up at the Los Alamos National Laboratory.
- Approved an Assignment of State Highway Right-of-Way Easement for Property Located at the Corner of NM 333 and NM 344 in the Town of Edgewood.

**RESOLUTIONS**

- Resolution No. 2016-52, A Budget Increase to the Fire Operations Fund (244) to Budget State Forestry Revenue for the Fire Department / \$2,303.
- Resolution No. 2016-53, Authorized the Disposition of Fixed Assets in Accordance with State Statute.
- Resolution No. 2016-54, Authorized the Disposition of Fixed Assets in Accordance with State Statute.
- Resolution No. 2016-55, Authorized the Disposition of Fixed Assets in Accordance with State Statute.
- Resolution No. 2016-56, Authorized the Disposition of Fixed Assets in Accordance with State Statute.
- Resolution No. 2016-57, A Budget Increase to the GOB Series 2005 Fund (330), the GOB Series 2007 A Fund (331), the GOB Series 2007B Fund (332), the 2008 GRT Revenue Bond Fund (333), the 2009 Capital Outlay GRT Revenue Bond Fund (336), the GOB Series 2001 Fund (353), the 1997A GRT Revenue Bond Fund (370), and the GOB Series 2001A Fund (385) to Budget Remaining Cash Balances in the Funds and to Budget Operating Transfers to the GOB Debt Service Fund (401) and the GRT Debt Service Fund (406) to Allow for Close-out of the Bonds / \$19,697.

*(End Of Consent Agenda)*

**ACTION ITEMS – All Action Items approved by unanimous vote 5-0 (unless otherwise noted)**

**RESOLUTIONS**

- Resolution 2016-58, Adopted the Santa Fe County Transit Service Plan for FY 2017 and to

Direct Staff to Submit that Transit Service Plan to the North Central Regional Transit District. Approved by unanimous vote, 3-0 (Commissioners Anaya and Roybal we not present for the vote)

- Resolution No. 2016-59, Revised Santa Fe County Fire Department District Bylaws and Rescinding Resolution No. 2002-147.
- Resolution No. 2016-60, Adopted the Interim Budget for Fiscal Year 2016-2017 (FY 2017).
- Resolution No. 2016-61, Declared the Intent of The Board of County Commissioners of Santa Fe County, New Mexico, to Consider for Adoption an Ordinance Authorizing the Issuance of the Santa Fe County, New Mexico Gross Receipts Tax Improvement and Refunding Revenue Bonds, Series 2016, in an Aggregate Principal Amount not to Exceed \$33,000,000 for Purposes of Defraying the Costs of Planning, Designing, Constructing, Rehabilitating, Renovating, Equipping, and Furnishing Necessary County Buildings and Facilities, Including, without Limitation, County Buildings and Facilities Located at the Sites of the County Administrative Building and the Old Judicial Complex, and Defeating, Refunding, Refinancing, Discharging and Paying the Principal of and Accrued Interest on the County's Gross Receipts Tax Revenue Bonds, Series 2008, and to Pay Costs of Issuance of the Series 2016 Bonds; and Directing the Publication of a Notice of Meeting, Public Hearing, and Intent to Consider an Ordinance Authorizing the Series 2016 Bonds in a Newspaper of General Circulation Within The County.

#### **MISCELLANEOUS**

- Approved the Buckman Direct Diversion Water Treatment Plant Operating Budget (BDD) for Fiscal Year 2017.
- TABLED – A Request to Enter Into a Lease Agreement for Approximately Two Hundred Ninety Three (293) Acres of Property Known as the La Bajada Ranch in Response to RFP No. 2015-0031-PW/BT.
- Approved a Waiver from Section 1 of Ordinance No. 2015-5 to Purchase a Fire Engine for the Pojoaque Fire District/Santa Fe County Fire Department in the Amount of \$501,198.00 Utilizing the Houston-Galveston Area Council Purchasing Agreement and Authorization for the County Manager to Sign the Purchase Order.
- Approved a Memorandum of Understanding Between Santa Fe County and the American Federation of State, County and Municipal Employees/Local 1782.
- Presentation and Approved the Assessor's Annual Report.
- Presentation of Assessor's Valuation Maintenance Program and Approved Resolution No. 2016-62, Approval of the County Assessor's Property Valuation Program in Accordance with State Statute.

#### **MATTERS FROM THE COUNTY MANAGER**

- Miscellaneous Updates

#### **PRESENTATIONS**

- A Proclamation Honoring the Pojoaque Valley School District Elks Bowling Team's 2015-2016 Season with an Impressive Class 4A Bowling State Championship Victory. In Addition, the Elks Bowling Team Secured Additional State Championships in the 2010-2011, 2011-2012, 2012-2013 Seasons. Approved by unanimous vote, 5-0.
- Recognition of the Agua Fria Volunteer Fire District.

- Presentation of Key Elements of 2016 Agriculture and Ranching Implementation Plan Draft.
- Presentation from North Central Regional Transit District (NCRTD) of The Long Range Strategic Service Plan for Santa Fe County and Options for Meeting Strategic Plan Objectives.
- Outline of 2018-2022 ICIP Process.

## **PUBLIC HEARINGS**

### **ORDINANCES**

- Approved Ordinance No. 2016-4, Amended Ordinance No. 1992-3, Establishing the Solid Waste Collection District; Requiring Commercial Solid Waste Haulers Operating within Collection District to Provide Bundled Refuse and Recycling Collection Services and to Deliver Collected Materials to Identified Disposal Sites; Establishing Licensing and Reporting Requirements for Commercial Solid Waste Haulers; Granting Enforcement Authority to the Director of Public Works. (Public Works/Robert Martinez) (FIRST AND ONLY PUBLIC HEARING) Approved by unanimous vote, 5-0.

### **LAND USE CASE**

- BCC CASE #MIS 16-5120 Baked in Tesuque, LLC D/B/A Tesuque Village Market Liquor License Transfer of Ownership. Baked in Tesuque, LLC, D/B/A Tesuque Village Market, Applicant, Requests Approval for a Transfer of Ownership of Liquor License No. 0817. Approved by unanimous vote, 4-0 (Commissioner Holian was not present for the vote).

## **MATTERS FROM THE COUNTY ATTORNEY**

### **EXECUTIVE SESSION**

- Threatened or Pending Litigation in which Santa Fe County is or may Become a Participant, as Allowed by Section 10-15-1(H)(7) NMSA 1978, and Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights, as allowed by Section 10-15-1(H)(8) NMSA 1978, Including the Following:
  - *Right of Ways for County Roads.*
  - *Whistleblower Protection Act, NMSA 1978, Chapter 10, Article 16C, Lawsuits.*
  - *Disputes Concerning Cost-Sharing for Buckman Direct Diversion Project.*
  - *Disputes Arising under the Water Resources Agreement with the City of Santa Fe.*
  - *AFSCME, New Mexico Council 18, AFL-CIO v. Board of County Commissioners of the County of Santa Fe, PELRB No. 128-15.*
  - *New Mexico Coalition of Public Safety Officers on behalf of Adrienne Ames v. Board of County Commissioners for Santa Fe County, PELRB No. 110-16.*
  - *New Mexico Coalition of Public Safety Officers on behalf of Josh David v. Board of County Commissioners for Santa Fe County, PELRB No. 111-16.*
    - Limited Personnel Matters, as Defined and as Allowed by Section 10-15-1(H)(2) NMSA 1978.
      - *Housing Authority Executive Director.*
      - *Performance Evaluation of the County Manager.*
  - Approved Amendment No. 4 to the Employment Agreement between Katherine B. Miller and the Board of County Commissioners of Santa Fe County. Approved by unanimous vote 4-0 (Commissioner Anaya was not present for the vote).
  - *Action in Open Session as a Result of Discussion in Closed Session:*
    - *Approved a Motion to Authorize the County Manager to Negotiate and Execute on Behalf of the County an Agreement with the Club at Las Campanas, Inc., Pursuant to Which the County will Provide Backup Water to the Club on a Temporary Basis. Approved by unanimous vote, 4-0 (Commissioner Anaya was not present for the vote).*

## INFORMATION ITEMS

- Growth Management Monthly Report
- Public Safety Monthly Report
- Public Works Monthly Report
- Human Resources Monthly Report
- Administrative Services Monthly Report
- Community Services Monthly Report
- Financial Report for the Month Ending April 30, 2016

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